INDUSTRIAL LITIGATION COMMITTEE

*IAC - Local Government Center*

*IAC Annual Conference ~ Boise, ID*

*Monday, September 25, 2017 ~ 11:00 AM to 12:00 PM*

MEETING MINUTES

11:00 AM **Call to Order - Chair, Mike McDowell, Kootenai County Assessor**

* Welcome and Introductions
* Approval of November 2016 Meeting Minutes

***Bryan Taylor made a motion to approve the minutes from November 2016. Dan Anderson seconded. Motion carried.***

**FY18 Budget**

Had a discussion about the counties that have not paid into the fund. They ask that we have a section on the application that clarifies that the county has paid their dues and they do not have access to the fund unless they are current. Kelli Brassfield will review the applications and make necessary changes.

***Dave Radford made a motion to approve the FY18 budget. Brian Stender seconded. Motion Carried.***

11:05 AM **Canyon County Application – Brian Stender**

Brian Stender explained that the property, located in Wilder, is currently valued at $18,286,630. The property owner had an independent appraiser come in with a value less than $6,500,000. Canyon County did not agree with this value determination and took the case to the Idaho Board of Tax appeals. The Idaho Board of Tax Appeals determined the value of the property to be $10,000,000.

Bryon Taylor is removing himself from most discussion because he is from the county that submitted the application.

Brian Stender stated that the discovery process is going on right now. – We are in the process of discovery right now. Canyon County is asking for $15,000 for an appraisal and $10,000 for an expert witness. We are asking for support to increase the value of the facility to $21M from $10M, that the BTA gave it. This case could set a precedent for all counties.

Mike McDowell asked who the expert appraiser would be. Brian Stender stated that Scott Erwin had been hired but he recently passed away. Canyon County is diligently working to find a new appraiser.

Dan Anderson asked if the county has spent any funds yet. Bryan Taylor mentioned that because Canyon County has a larger prosecutors office, there hasn’t been many funds spent outside their staff hours.

Bryan Taylor mentioned that IAC may want to take this opportunity to file an amicus brief on this issue because this could set a big precedent across the state.

***Dave Radford made a motion to approve up to $25,000 for claims for Canyon County. Dan Anderson seconded. Roll Call: Mike McDowell – yes, Dan Anderson – yes, Dave Radford – yes, Brian Stender – abstain, Bryan Taylor – abstain. Motion carried.***

11:40 AM **Adjourn**

Members:

Mike McDowell, Kootenai County, Chair

Bryan Taylor, Canyon County

Cresley McConnell, Lincoln County

Dan Anderson, Nez Perce County

Dave Radford, Bonneville County

Dwight Davis, Cassia County

Brian Stender, Canyon County